



## LEXIS Document Services

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April 3, 2001

Taledia Stokes  
Surface Transportation Board  
Recordation Office  
1925 K Street, N.W., Suite 70  
Washington D.C. 20423

RECORDATION NO. 23454 FILED

APR 04 '01 13:00 PM

SURFACE TRANSPORTATION BOARD



Dear Taledia,

Enclosed are two (2) originals of the **Memorandum of Railcar Lease** dated as of March 2, 2001 between the following parties:

Lessor: THE CIT GROUP/EQUIPMENT FINANCING INC.  
1211 Avenue of the Americas, New York, NY 10036

Lessee: FORMOSA PLASTICS CORPORATION USA  
9 Peach Tree Hill Road, Livingston, New Jersey 07039

**A short summary of the document to appear in the index follows:**

Memorandum of Railcar Lease between Lessor: THE CIT GROUP/EQUIPMENT FINANCING INC and Lessee: FORMOSA PLACTICS CORPORATION USA covering fifty (50) covered hopper cars with reporting marks and numbers – CEFX 50041-51212, NOT INCLUSIVE.

Please file this memorandum as a PRIMARY document and return one (1) stamped original to my attention. A check covering the filing fee of twenty-eight dollars (\$28.00) is enclosed.

If you have any questions regarding the filing, please feel free to call me at 800-634-9738 ext. 20254.

Thank you for your prompt assistance.

Sincerely,

Rebecca Heisler  
Administrator

enclosure

MEMORANDUM OF RAILCAR LEASE

THIS MEMORANDUM OF RAILCAR LEASE dated as of this 2<sup>nd</sup> day of March, 2000, is made by The CIT Group/Equipment Financing, Inc., a New York corporation, with an address at 1211 Avenue of the Americas, New York, New York 10036 (the "Lessor"), and Formosa Plastics Corporation USA a Delaware corporation, with an address at 9 Peach Tree Hill Road, Livingston, New Jersey 07039 (the "Lessee" and, together with the Lessor, the "Parties").

KNOW ALL PERSONS BY THESE PRESENTS THAT:

WHEREAS, the Lessor and the Lessee entered into that certain Master Railcar Lease (the "Lease") dated as of March, 2001 covering the equipment listed on Schedule A hereto (the "Equipment");

WHEREAS, the Parties wish to show for the public record the existence of the aforesaid Lease, and the respective interests therein of the Parties and accordingly the Parties have caused this memorandum to be executed by their respective duly authorized officers, as of the date first above written.

NOW, THEREFORE, for valuable consideration, the receipt and sufficiency of which are hereby acknowledged by each of the Parties hereto, by this instrument the Lessor hereby leases and confirms the lease of the Equipment to the Lessee in accordance with the terms and conditions of the Lease, and the Lessee confirms and accepts such terms and conditions, which are incorporated by reference as if fully set forth herein.

I certify that I hold the title set forth below, that this instrument was signed on behalf of the Lessor by authority of its Board of Directors and that I acknowledge that the execution of the foregoing instrument was the free act and deed of the Lessor. I further declare under penalty of perjury that the foregoing is true and correct.

THE CIT GROUP/EQUIPMENT FINANCING, INC.

By: Joseph J. Mankowski  
Name: JOSEPH J. MANKOWSKI  
Title: VICE PRESIDENT/RAIL RESOURCES

I certify that I hold the title set forth below, that this instrument was signed on behalf of the Lessee by authority of its Board of Directors and that I acknowledge that the execution of the foregoing instrument was the free act and deed of the Lessee. I further declare under penalty of perjury that the foregoing is true and correct.

FORMOSA PLASTICS CORPORATION USA

By: Dick  
Name: DICK HEINLE  
Title: VICE PRESIDENT

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SURFACE TRANSPORTATION BOARD

# Schedule A

<u>Quantity</u>	<u>Description</u>	<u>Car Marks and Numbers</u>
50	6221 c.f. plastic pellet covered hopper cars	Listed below

1	CEFX	50041
2	CEFX	50042
3	CEFX	50043
4	CEFX	50045
5	CEFX	50048
6	CEFX	50050
7	CEFX	50055
8	CEFX	50057
9	CEFX	50058
10	CEFX	50059
11	CEFX	50063
12	CEFX	50065
13	CEFX	50067
14	CEFX	50070
15	CEFX	50072
16	CEFX	50078
17	CEFX	50081
18	CEFX	50084
19	CEFX	50085
20	CEFX	50087
21	CEFX	50088
22	CEFX	50092
23	CEFX	50095
24	CEFX	50097
25	CEFX	50098

26	CEFX	50099
27	CEFX	51172
28	CEFX	51173
29	CEFX	51175
30	CEFX	51176
31	CEFX	51179
32	CEFX	51181
33	CEFX	51182
34	CEFX	51187
35	CEFX	51188
36	CEFX	51189
37	CEFX	51190
38	CEFX	51191
39	CEFX	51192
40	CEFX	51194
41	CEFX	51195
42	CEFX	51197
43	CEFX	51198
44	CEFX	51199
45	CEFX	51202
46	CEFX	51203
47	CEFX	51205
48	CEFX	51208
49	CEFX	51210
50	CEFX	51212